



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3293.03US10

Timothy Haines

Confirmation No.: 2382

Application No.:

10/756,817

Examiner: Unknown

Filed:

January 13, 2004

Group Art Unit: 3732

For:

METHODS AND APPARATUS FOR FEMORAL AND TIBIAL RESECTION

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This information is being filed before the mailing date of a first Office Action on the merits. No certification or fee is required.

Copies of the references were cited by or submitted to the Patent Office in copending U.S. Application No. 09/799,325 filed March 5, 2001, now U.S. Patent No. 6,695,848, which was a continuation-in-part of U.S. Application No. 09/261,528, filed March 3, 1999, now U.S. Patent No. 6,197,064, which was a continuation of U.S. Application No. 08/892,286, filed

Application No. 10/756,817

July 14, 1997, now U.S. Patent No. 5,879,354, which was a divisional of U.S. Application No. 08/649,465, filed May 17, 1996, now U.S. Patent No. 5,755,803, which was a continuation-in-part application of U.S. Application No. 08/603,582, filed February 20, 1996, now U.S. Patent No. 5,810,827, which was a continuation-in-part application of U.S. Application No. 08/300,379, filed September 2, 1994, now U.S. Patent No. 5,514,139, and which was also a continuation-in-part application of U.S. Application No. 08/479,363, filed June 7, 1995, now U.S. Patent No. 5,643,272, which is a continuation-in-part of U.S. Application No. 08/342,143, filed November 18, 1994, now U.S. Patent No. 5,597,379, which is a continuation-in-part application of U.S. Application No. 08/300,379, filed September 2, 1994, now U.S. Patent No. 5,514,139, which are relied upon for earlier filing dates under 35 U.S.C. § 120. Thus, copies of these references are not attached. 37 C.F.R. § 1.98(d).

This application was filed after June 30, 2003; therefore, copies of cited U.S. patents and U.S. published applications are not included.

Respectfully submitted,

Brad Pedersen

Registration No. 32,432

Customer No. 24113
Patterson, Thuente, Skaar & Christensen, P.A. 4800 IDS Center
80 South 8th Street
Minneapolis, Minnesota 55402-2100

Telephone: (612) 349-5774

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2311-1450, on

March 7, 2006

Date of Deposit

Brad Pedersen

Substitute for form 1449/PTO					Complete if Known					
	Subs	silitute for form 144	19/10				756,817			
	FORM	ATION DISCLOS	SURE	Filing I	iling Date Jan		uary 13, 2004			
		ENTREAPPLIC		First Named Inventor Hai		nes				
		any sheets as nece		Art Unit 373						
	1	三 三								
1 12 111116 1							known			
Sheet	1	Of &	Attorney Docket Number 329			93.03US10				
	1 14	THE WARK OF	U.S. PATEN	DOCUMENTS						
EXAMINER INITIAL	Cite No. 1	Document Number Number-Kind Code ^{2 (if known)}			Publication Date MM-DD-YYYY		Name of Patentee or Applicant of Cited Document			
INTIAL	140.			MM-DD-1111		of ched bocument				
		US-3,739,662		06	-19-1973		Windelman et al.			
		US-3,774,244		11	-24-1973		Walker			
		US-3,798,679		03	-26-1974		Ewald			
		US-3,816,855		06	-18-1974		Saleh			
		US-4,178,641		12	-18-1979		Grundei et al.			
		US-4,353,135		10	11-16-1982 07-03-1984 10-02-1984		Forte et al.			
		US-4,358,859		11			Schurman et al. Stillwell Whiteside			
		US-4,457,307		07						
		US-4,474,177		10						
		US-4,487,203		12	12-11-1984		Androphy			
		US-4,501,266			-26-1985		McDaniel			
		US-4,524,766		06	-25-1985		Petersen			
		US-4,566,448			-28-1986		Rohr, Jr.			
		US-4,567,886		_	-04-1986		Petersen			
		US-4,568,348			-04-1986		Johnson et al.			
		US-4,586,496			-06-1986		Keller			
		US-4,586,933			-06-1986		Shoji et al.			
		US-4,653,488			-31-1987		Kenna			
		US-4,662,889			05-05-1987 Zichner et al.					
			OREIGN PAT	<u>ENT I</u>		-		T		
EXAMINER INITIAL*	Cite No. ³	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)		Publication Date MM-DD-YYYY			Name of Patentee or	T ⁶		
INTIAL	110.				IMIMI-DD-1111		Applicant of Cited Document	1		
		EP0466659 A2	<u> </u>	01	-15-1992	\neg	Ghisellini			
		EP0538153 A1			-21-1993		Collumb et al.			
		EP0682916 A2			-22-1995		Bertin et al.			
		FR2664157 A1			-10-1992		Bosquet et al.			
		RU577020			-25-1977		Pyanov Nikolaj			
		WO/9601588			-25-1996		Duvillier et al.			
EXAMINER		<u> </u>			DATE					
SIGNATURE					CONSIDERED			-		

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Substitute for form 1449/PTO						Complete if Known					
								0/756,817			
INI	FORM.	ΔΤΙΩΝ	N DISCLOS	IRF	<u> </u>	ling Date		nuary 13, 2004			
STATEMENT BY APPLICANT						rst Named Inventor		aines			
•		•		,		rt Unit	373				
								known			
Sheet	2	Of 4				ttorney Docket Number	329	93.03US10			
	<u> </u>		<u></u>	U.S. PATE	NT	DOCUMENTS	<u>. </u>				
EXAMINER INITIAL*	Cite No.1	Document Number Number-Kind Code ^{2 (if known)} US-4,721,104				Publication Date MM-DD-YYYY		Name of Patentee or Applican of Cited Document	t		
	-					01-26-1988		Kaufman et al.			
			,722,330			02-02-1988		Russell et al.			
			,736,737			04-12-1988		Fargle et al.			
		·	,770,663			09-13-1988		Hanslik et al.			
		<u> </u>	,787,383			11-29-1988		Kenna			
		 	,822,365		<u></u>	04-18-1989		Walker et al.			
		US-4,841,975				06-27-1989		Woolson			
			US-4,892,093			01-09-1990		Zarnowski et al.			
			,896,663			01-30-1990		Vandewalls			
		US-4,938,762				07-03-1990		Wehrli			
	US-4,952,213 US-5,002,545			08-28-1990		Bowman et al. Whiteside et al.					
			US-5,002,545						03-26-1991		
		US-5	,021,056			06-04-1991		Hofmann et al.			
		US-5	,047,032			09-10-1991		Jellicoe			
		US-5	,049,149			09-17-1991		Schmidt			
		US-5,053,037 US-5,098,436				10-01-1991		Lackey Ferrante et al.			
						03-24-1992					
			,100,409			03-31-1992		Coates et al.			
		US-5	,129,909			07-14-1992 Sutherland					
		1			ren	T 13DOCUMENT	S	,			
EXAMINER INITIAL*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵				Publication Date MM-DD-YYYY		Name of Patentee or Applicant of Cited Document			
manne	110.				5						
			(if kno	own)							
1											
							-				
					-						
	_										
							_				
EXAMINER	T	<u> </u>				DATE	T				
SIGNATURE						CONSIDERED	1				

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document,

'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Application Number		0.1		2 6 14	10 /DTC		Complete : CV					
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)	Substitute for form 1449/PTO						Complete if Known					
STATEMENT BY APPLICANT (Use as many sheets as necessary)	, n.											
Art Unit 3732 Examiner Name Unknown Sheet 3									·			
Sheet 3							First Named Inventor Hain		nes			
Sheet 3	(03	e us mi	iny sne	eis as neces	ssury)	A	Art Unit 373		32			
U.S. PATENT DOCUMENTS							Examiner Name Ur		nknown			
Document Number Number-Kind Code ^{3 (of Issuero)} Name of Patentee or Applicant of Cited Document	Sheet	3	Of 4				ttorney Docket Number	ocket Number 3293.03US10				
Document Number Number-Kind Code ^{3 (of Issuero)} Name of Patentee or Applicant of Cited Document				<u> </u>	U.S. PATE	NT	DOCUMENTS	<u> </u>				
Number-Kind Code ^{3 (of theme)}							Publication Date		Name of Patentee or Applican	nt		
US-5,147,365	INITIAL*	No.1					MM-DD-YYYY		of Cited Document			
US-5,147,365												
US-5,226,916 07-13-1993 Goodfellow et al.			Admost Kind Code									
US-5,226,916 07-13-1993 Goodfellow et al.			US-5	.147.365			09-15-1992		Whitlock et al.			
US-5,228,459							 		 			
US-5,234,433 08-10-1993 Bert et al. US-5,250,050 10-05-1993 Poggie et al. US-5,263,498 11-23-1993 Caspari et al. US-5,269,786 12-14-1993 Morgan US-5,284,482 02-08-1994 Mikhail US-5,304,181 04-19-1994 Caspari et al. US-5,306,276 04-26-1994 Johnson et al. US-5,314,482 05-24-1994 Goodfellow et al. US-5,342,368 08-30-1994 Petersen US-5,454,816 10-03-1995 Ashby US-5,474,559 12-12-1995 Bertin et al. US-5,542,947 08-06-1996 Treacy US-5,593,411 01-14-1997 Stalcup et al. US-5,601,563 02-11-1997 Burke et al. US-5,643,272 07-01-1997 Haines et al. EXAMINER INITIAL* Cite IND. Foreign Patent Document Publication Date MMM-DD-YYYY Name of Patentee or Applicant of Cited Document Tokyon T												
US-5,250,050			+	, ,	<u>-</u>		08-10-1993					
US-5,263,498			US-5	,234,433			08-10-1993 10-05-1993 11-23-1993 12-14-1993		Poggie et al. Caspari et al.			
US-5,269,786 12-14-1993 Morgan US-5,284,482 02-08-1994 Mikhail US-5,304,181 04-19-1994 Caspari et al. US-5,306,276 04-26-1994 Johnson et al. US-5,314,482 05-24-1994 Goodfellow et al. US-5,342,368 08-30-1994 Petersen US-5,454,816 10-03-1995 Ashby US-5,474,559 12-12-1995 Bertin et al. US-5,542,947 08-06-1996 Treacy US-5,593,411 01-14-1997 Stalcup et al. US-5,601,563 02-11-1997 Burke et al. US-5,643,272 07-01-1997 Haines et al. EXAMINER INITIAL* Cite No. Foreign Patent Document Publication Date MM-DD-YYYY Name of Patentee or Applicant of Cited Document TS	-		US-5	,250,050								
US-5,284,482 02-08-1994 Mikhail US-5,304,181 04-19-1994 Caspari et al. US-5,306,276 04-26-1994 Johnson et al. US-5,314,482 05-24-1994 Goodfellow et al. US-5,342,368 08-30-1994 Petersen US-5,454,816 10-03-1995 Ashby US-5,474,559 12-12-1995 Bertin et al. US-5,542,947 08-06-1996 Treacy US-5,542,947 08-06-1996 Treacy US-5,593,411 01-14-1997 Stalcup et al. US-5,601,563 02-11-1997 Burke et al. US-5,643,272 07-01-1997 Haines et al. EXAMINER INITIAL* Cite No. Foreign Patent Document Publication Date MM-DD-YYYY	·		US-5	,263,498								
US-5,304,181			US-5	,269,786								
US-5,306,276									Mikhail			
US-5,314,482 05-24-1994 Goodfellow et al.			US-5,306,276				04-19-1994					
US-5,342,368	_						04-26-1994		Goodfellow et al.			
US-5,454,816						05-24-1994						
US-5,474,559 12-12-1995 Bertin et al. US-5,542,947 08-06-1996 Treacy US-5,593,411 01-14-1997 Stalcup et al. US-5,601,563 02-11-1997 Burke et al. US-5,643,272 07-01-1997 Haines et al. FOREIGN PATENT DOCUMENTS EXAMINER INITIAL* Cite No. Foreign Patent Document No. Publication Date MM-DD-YYYY Name of Patentee or Applicant of Cited Document Country Code³ Number⁴Kind Code⁵ (if known) T6 Country Code³ Number⁴ (if known) Country Code³ (if known									Petersen			
US-5,542,947 08-06-1996 Treacy												
US-5,593,411 01-14-1997 Stalcup et al. US-5,601,563 02-11-1997 Burke et al. US-5,643,272 07-01-1997 Haines et al. FOREIGN PATENT DOCUMENTS				 								
US-5,601,563 US-5,643,272 US-5,			-	<u> </u>			ļ					
US-5,643,272 07-01-1997 Haines et al. FOREIGN PATENT DOCUMENTS EXAMINER INITIAL* Cite No. 1 Country Code 3 Number 4 Kind Code 5 (if known) Country Code 3 Number 4 Kind Code 5 (if known) To Name of Patentee or Applicant of Cited Document To Country Code 3 Number 4 Kind Code 5 (if known)			}									
EXAMINER INITIAL* Cite No. Country Code Number Kind Code (if known) EXAMINER INITIAL* Cite Foreign Patent Document MM-DD-YYYY Country Code Number Kind Code (if known) To MM-DD-YYYY Name of Patentee or Applicant of Cited Document To MM-DD-YYYY Name of Patentee or Applicant of Cited Document												
EXAMINER INITIAL* Cite No.¹ Country Code³ Number⁴Kind Code⁵ (if known) Country Code³ Number⁴Kind Code⁵ Country Code³ Number² Code³ Code Code Code Code Code Code Code Code			US-5									
INITIAL* No.1		- ~·	·			TE	· ·			_		
Country Code ³ Number ⁴ Kind Code ⁵ (if known) Of Cited Document									Name of Patentee or Applicant T			
		110.				5	1		1			
EXAMINER DATE				(if kn	own)					VIII - C3		
EXAMINER DATE							W 1					
EXAMINER DATE												
EXAMINER DATE				· · · · · · · · · · · · · · · · · · ·								
EXAMINER DATE				····								
EXAMINER DATE			ļ									
EAAMINER I VAIE	EVAMINED		<u> </u>				DATE		<u> </u>			
SIGNATURE CONSIDERED												

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document,

^{*}Applicant's unique citation designation number (optional). "See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. "Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). *For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. *Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. *Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Substitute for form 1449/PTO					Complete if Known					
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)						Application Number		10/756,817		
						Filing Date		January 13, 2004		
						First Named Inventor		nes		
						Art Unit		32		
						Examiner Name		known		
Sheet	4		of	4	Attorney Docket Number		3293.03US10			
	<u>l</u>		<u> </u>	U.S. PATEN	TV	DOCUMENTS	<u> </u>			
EXAMINER INITIAL*	Cite No. ¹					Publication Date MM-DD-YYYY		Name of Patentee or Applicar of Cited Document	nt	
					_					
								Haines et al.		
						03-20-1998		Haines et al.		
		US-5,879,354 US-5,980,526 US-6,056,754 US-6,197,064 B1				11-09-1999		Johnson et al.		
						05-02-2000		Haines et al.		
								Haines et al.		
		US-6,695,848 B2				02-24-2004		Haines		
		US-	,,073,040 B2	<u>., </u>		02 24 2001		Tiumos		
		US-								
		US-	······································							
		US-								
		US-								
		US-								
		US-								
		US-								
		US-								
	US-		·							
	•	US-	· · · · · · · · · · · · · · · · · · ·			-				
		US-								
		1	FC	OREIGN PAT	ΓEÌ	NT DOCUMENTS				
EXAMINER	Cite No. ¹	Foreign Patent Document			Publication Date					
INITIAL*		Co	ountry Code ³ Num			MM-DD-YYYY		Name of Patentee or Applicant of Cited Document	T ⁶	
-			(if know	vn)						
									10.00	
					-					
			•							
EXAMINER SIGNATURE						DATE CONSIDERED				

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.